IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD
(Special Original Jurisdiction)

TUESDAY, THE FIFTEENTH DAY OF JUNE TWO THOUSAND AND FOUR

PRESENT

HON'BLE SRI DEVINDER GUPTA,
CHIEF JUSTICE
and
HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION NO : 9194 of 1993

Between:

1 M.S.S.S.K.D.Prasad Rao S/o. M.V.Subba Rao
378/2RT S.R.Nagar, Hyderabad-38
2 M.Suryanarayana S/o. Pullappa
C/o. M.S.S.K.D.Prasad Rao,378/2RT S.R.Nagar, Hyderabad-38
3 G.Shankaraiah
H.No.22-1107/10/B, Tilaknagar,
Hyderabad-44.
4 C.H.Venkateswara Rao s/o. Tata Rao
H.No.1-2-56/32, Tala Basti,
Near Advocat's COLONY, Domalguda, Hyderabad
5 T.Narasimha s/o.T. Lingaiah
H.No.8-3-228/163/1, Rahamath Nagar,
Yousufguda, Domalguda, Hyderabad
6 G.Amruth Kumar s/o. Pandu
H.No.771/A, HAL Colony,
Balanagar, Hyderabad
7 V.China Mastan s/o. Sita RamuluNaik
C/o. G.Nageswara Rao, H.No. 8-3-231/A/34,
Srikrishna nagar, Yousufguda, Hyderabad
8 N.Vinod Kumar s/o. Sajjan Rao
H.No. 13-6-769/1, Karwar Sahu,
Hyderabad
9 Manzur Ahmed s/o. Ali Murthza
H.No. 2-1-568/1, Vidyanagar,
Hyderabad-44.

10 G.Balaswamy s/o. Kistanna
Plot No. 9, Sarswathinagar, Saidabad
Hyderabad-44.
11 P.Venkateswara Rao
C/o. Rammohan Rao, Near Telugu Academy,
D.No. 3.5.697 Vithal Badi, Himayathnagar, Hyderabad

..... PETITIONERS

AND

1 The Registrar(Administration) High Court of A.P., Hyderabad
2 Metropolitan Session Judge, City Criminal Court, Nampally, Hyderabad
3 Chief Metropolitan Magistrate, City Criminal Court, Nampally, Hyderabad
4 Pay & Accounts Officer, Pay & Account Office, Exhibition Grounds, Hyderabad
5 The Secretary to Govt. of A.P., G.A.D., Secretariat, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction particularly one in the nature of writ of Mandamus declaring that the two relaxation orders from the Govt. are not necessary under G.O.Rt.No.1406/E & SW Dept., dt: 6/11/75 and G.O.Ms.172 LE & T.E. (Emp) Dept., dt: 7/5/87 as the same are not applicable to the Attenders recruited under High Court circular proceedings R.O.C.NO.3475/91/C1 dt: 25/6/92 and pass such other order ororders as the Hon'ble Court may deem fit and proper in the interest of justice and fair-play.

For the Petitioners :MR.J.VENUGOPALA RAO, Advocate.

For the Respondents 1 to 3 : SMT.M.BHASKARA LAKSHMI

(SC For APHC)

The Court Made the Following :

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ORAL ORDER:

(Per Hon'ble The Chief Justice)

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1. On 05.07.1993 writ petition was filed by the petitioners seeking issuance of a writ of Mandamus declaring that the two relaxation orders from the Government are not necessary under G.O.Rt.No.1406/E & SW Department, dated 06.11.1975 and G.O.Ms.No.172, L.E. & T.E.(Emp) Department, dated 07.05.1987 as the same are not applicable to the Attenders recruited under High Court circular proceedings R.O.C.No.3475/91/C1, dated 25.06.1992 and pass such other order or orders as the Court may deem fit.

2. Pending writ petition, petitioners prayed for direction against 4th respondent to pass their salary bills on resubmission of the pay bills from the date of joining i.e., from February, 1993 onwards without any further objection.

3. On 07.07.1993 interim direction as prayed for has been granted. Respondents are duly served, but till date there is no counter-affidavit filed.

4. In view of the fact that there is interim order, which is in operation, and that there is no opposition, there is no reason why we should not make the interim order final and dispose of

the writ petition. Ordered accordingly. Writ petition stands disposed of. No costs.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER.

To

1 The Registrar(Administration) High Court of A.P., Hyderabad
2 Metropolitan Session Judge, City Criminal Court, Nampally, Hyderabad
3 Chief Metropolitan Magistrate, City Criminal Court, Nampally, Hyderabad
4 Pay & Accounts Officer, Pay & Account Office, Exhibition Grounds, Hyderabad
5 The Secretary to Govt. of A.P., G.A.D., Secretariat, Hyderabad
6. 2 CD Copies.

VRK.

HON'BLE SRI DEVINDER GUPTA,
CHIEF JUSTICE
AND
HON'BLE Ms. JUSTICE G.ROHINI.

W.P.NO. 9194 OF 1993.

(Order of the Bench delivered by
Hon'ble The Chief Justice)

Dt: 15.06.2004.